

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

ALLERGAN, INC. and ABBVIE INC.,

Plaintiffs,

v.

AMNEAL PHARMACEUTICALS OF NEW
YORK, LLC and AMNEAL EU, LIMITED,

Defendants.

C.A. No. 2:23-cv-06208-NJC-ST

**STIPULATION AND [PROPOSED]
ORDER MODIFYING DISCOVERY
SCHEDULE**

WHEREAS, the Court issued an Order (Dkt. 18) in Case No. 2:25-mc-01900-NJC-ST (E.D.N.Y.) requiring Fish & Richardson P.C. to produce certain documents in response to a subpoena served by Amneal Pharmaceuticals of New York, LLC;

WHEREAS, the Court ordered: “Fish & Richardson shall produce the requested materials from the EDTX litigation. To the extent that [Amneal] uses any of these newly produced materials in their expert reports, the parties agree that Allergan and AbbVie will be permitted to file a sur-reply addressing the new material. Parties will confer and agree upon a reasonable schedule for the additional sur-replies.” (Dkt. 18);

WHEREAS, the documents that are the subject of the Court Order in Case No. 2:25-mc-01900-NJC-ST have not yet been produced and the parties have agreed upon an extension to the schedule; and

WHEREAS, Amneal is in the process of collecting and producing certain information supporting the June 17, 2025 report of its expert, Dr. Radojka Savic, and Plaintiffs require sufficient time to review this information in connection with preparing reply reports;

NOW THEREFORE, IT IS HEREBY ORDERED that the following deadlines in the Scheduling Order (Dkt. 50, as amended) are extended as follows:

Deadline	Current Date	New Date
Reply expert reports / Supplemental expert reports (Limited to the use of any of the newly produced materials from Case No. 2:25-mc-01900-NJC-ST (E.D.N.Y.) (Dkt. 18)):	July 15, 2025	July 29, 2025
Sur-reply reports / Reply to Supplemental expert reports (To the extent that a party uses any of the newly produced materials in their expert reports, the parties agree that the opposing party will be permitted to file a sur-reply / reply solely addressing the new material):	N/A	August 12, 2025
Expert depositions completed by:	August 13, 2025	August 29, 2025 (or September 12, 2025 if a sur-reply / reply is filed based on newly produced materials)
Completion of all discovery by:	August 13, 2025	August 29, 2025 (or September 12, 2025 if a sur-reply / reply is filed based on newly produced materials)
Final date to take the first step in dispositive motion practice:	August 22, 2025	September 9, 2025 (or September 23, 2025 if a sur-reply / reply is filed based on newly produced materials)

Deadline	Current Date	New Date
Trial Date	TBD ¹	[No change]
30-month stay expires	January 6, 2026	[No change]

Dated: June 27, 2025

FARRELL FRITZ, P.C.

s/ Kevin P. Mulry

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Respectfully submitted,

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¹ See April 1, 2025 Order.

SO ORDERED this _____ day of _____, 2025

Honorable Steven L. Tiscione
United States Magistrate Judge